

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>09-256</u>
v.	:	DATE FILED: <u>April 16, 2009</u>
JOHNNY COBB	:	VIOLATIONS:
TERRELL DOBSON	:	18 U.S.C. § 371 (conspiracy - 1 count)
JERROD ABNEY	:	18 U.S.C. § 1029(a)(1) (use of counterfeit access device - 4 counts)
	:	18 U.S.C. § 1029(b)(1) (attempt to use counterfeit access device - 2 counts)
	:	18 U.S.C. § 1029(a)(2) (use of unauthorized access device - 1 count)
	:	18 U.S.C. § 1028A(a)(1) (aggravated identity theft - 13 counts)
	:	18 U.S.C. § 1029(a)(3) (possession of 15 or more counterfeit or unauthorized access devices - 1 count)
	:	18 U.S.C. § 2 (aiding and abetting)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. The following financial institutions did business in interstate commerce and issued credit cards which identified their account holders and enabled those account holders to make purchases: Citibank, Chase, Target National Bank, and FIA Credit Card Services, a subsidiary of Bank of America.

2. Authentic credit cards issued by the institutions named above contained the true name and account number of the authorized account holders as well as other security features.

3. On or about March 12, 2009, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHNNY COBB,
TERRELL DOBSON,
and JERROD ABNEY**

conspired and agreed, together and with others unknown to the grand jury, to commit offenses against the United States, that is, to knowingly and with intent to defraud, use and traffic in counterfeit and unauthorized credit cards, in violation of Title 18, United States Code, Sections 1029(a)(1) and (a)(2), to knowingly transfer, possess, or use without lawful authority a means of identification of another person in relation to access device fraud, in violation of Title 18, United States Code, Section 1028A(a)(1), and to possess more than 15 counterfeit and unauthorized credit cards, in violation of Title 18, United States Code, Section 1029(a)(3).

MANNER AND MEANS

It was part of the conspiracy that:

4. Defendants JOHNNY COBB, TERRELL DOBSON, and JERROD ABNEY brought 16 counterfeit and unauthorized credit cards to stores in Pennsylvania. These cards contained the names of defendants DOBSON and ABNEY, but bore the account numbers of victims who had not authorized these defendants to use their accounts to make purchases.

5. On their arrival at the stores, the defendants used the counterfeit credit cards to make purchases of high-end goods.

6. The defendants took the goods they purchased with the counterfeit cards to a Ford Expedition, which they used to travel from store to store.

7. By this scheme, the defendants collected over \$5,000 in merchandise bought with counterfeit and unauthorized credit cards and charged to the accounts of the victims.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its objects, defendants JOHNNY COBB, TERRELL DOBSON, and JERROD ABNEY committed the following overt acts, among others, on or about March 12, 2009, in the Eastern District of Pennsylvania, and elsewhere:

1. Defendants TERRELL DOBSON and JERROD ABNEY each possessed several counterfeit and unauthorized credit cards embossed with their names but bearing the account numbers of other people.

2. Defendants JOHNNY COBB, TERRELL DOBSON, and JERROD ABNEY drove together to various stores in a green Ford Expedition.

3. Using a counterfeit and unauthorized credit card bearing the account number of victim J.F.P., defendant JERROD ABNEY bought two “Touch” i-pods for approximately \$847 from Best Buy in Willow Grove, Pennsylvania.

4. Using a counterfeit and unauthorized credit card bearing the account number of victim N.E.H., defendant JERROD ABNEY bought a Sony Playstation 3 game console for approximately \$529 from GameStop in Willow Grove, Pennsylvania.

5. Using a counterfeit and unauthorized credit card bearing the account number of victim R.J.G., defendant TERRELL DOBSON bought a Fendi handbag and wallet for approximately \$1,340 from Bloomingdale’s in King of Prussia, Pennsylvania.

6. Using a counterfeit and unauthorized credit card bearing the account number of victim T.F.E., defendant JERROD ABNEY bought a Bloomingdale's gift card for approximately \$500 from Bloomingdale's, King of Prussia, Pennsylvania.

7. Using counterfeit and unauthorized credit cards bearing the account numbers of victims T.F.E. and S.B.R., defendant JERROD ABNEY attempted to buy a Fendi handbag from Bloomingdale's, King of Prussia, Pennsylvania. Each purchase was declined, and defendant ABNEY left the store without completing the purchase.

8. Defendant JOHNNY COBB, with defendants TERRELL DOBSON and JERROD ABNEY, drove the green Ford Expedition from the King of Prussia mall. They possessed, in various places in the car and on their bodies, counterfeit and unauthorized credit cards and fraudulent purchase receipts. They also possessed the purchased goods in the car.

9. The defendants kept a log of which of them had made which fraudulent purchases.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1, 2, and 4 through 7 of Count One are incorporated here.
2. On or about March 12, 2009, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHNNY COBB and
TERRELL DOBSON**

knowingly and with the intent to defraud, used, and aided and abetted and willfully caused the use of, a counterfeit access device, that is, the credit card on the account listed below, which had been counterfeited to include a different name, thereby affecting interstate and foreign commerce:

Count	Store	last 4 digits	Victim	Amount
2	Bloomingtondale's	4708	R.J.G.	\$1340.90

In violation of Title 18, United States Code, Sections 1029(a)(1) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1, 2, and 4 through 7 of Count One are incorporated here.
2. On or about March 12, 2009, in the Eastern District of Pennsylvania,

defendants

**JOHNNY COBB and
TERRELL DOBSON**

knowingly and with the intent to defraud used, and aided and abetted and willfully caused the use of, an unauthorized access device, that is, a fraudulent credit card bearing the account number of victim R.J.G. and the name of defendant DOBSON, ending in 4708, to obtain things of value aggregating \$1,000 or more during a one-year period, totaling approximately \$1,340, thereby affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Section 1029(a)(2) and 2.

COUNTS FOUR THROUGH SIX

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1, 2, and 4 through 7 of Count One are incorporated here.
2. On or about March 12, 2009, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHNNY COBB
and JERROD ABNEY**

knowingly and with the intent to defraud, used, and aided and abetted and willfully caused the use of, counterfeit access devices, that is, the credit cards on the accounts listed below which had been counterfeited to include a different name, thereby affecting interstate and foreign commerce:

Count	Store	last 4 digits	Victim	Amount
4	Best Buy	2890	J.F.P.	\$847.98
5	GameStop	4195	N.E.H.	\$529.99
6	Bloomingdale's	7324	T.F.E.	\$500

In violation of Title 18, United States Code, Sections 1029(a)(1) and 2.

COUNTS SEVEN AND EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1, 2, and 4 through 7 of Count One are incorporated here.
2. On or about March 12, 2009, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHNNY COBB
and JERROD ABNEY**

knowingly and with the intent to defraud attempted to use, and aided and abetted and willfully caused the attempted use of, unauthorized access devices, that is, fraudulent credit cards bearing the account numbers of victims listed below and the name of defendant ABNEY to obtain things of value aggregating \$1,000 or more during a one-year period, totaling approximately \$1,176, thereby affecting interstate and foreign commerce.

Count	Store	last 4 digits	Victim	Amount
7	Bloomingdale's	7324	T.F.E.	\$1176.60
8	Bloomingdale's	9720	S.B.R.	\$1176.60

In violation of Title 18, United States Code, Sections 1029(a)(2), (b)(1), and 2.

COUNTS NINE THROUGH TWENTY-ONE

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 12, 2009, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHNNY COBB,
TERRELL DOBSON,
and JERROD ABNEY**

knowingly and without lawful authority possessed and used, and aided and abetted the possession and use of, a means of identification of another person, that is, the identifying account numbers on the accounts set forth below, registered to the identified victims, during and in relation to access device fraud:

Count	Victim	last 4 digits of account number
9	P.A.D.	8411
10	L.G.	1994
11	N.E.H.	4195
12	J.F.P.	2890
13	S.B.R.	9720
14	T.F.E.	7324
15	R.J.G.	4708
16	P.K.	9331
17	L.M.V.	1321
18	V.M.	7002
19	R.J.M.	4437
20	S.D.H.	3258

21	R.A.A.	7762
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In violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(4), and 2.

COUNT TWENTY-TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 12, 2009, in King of Prussia, in the Eastern District of Pennsylvania, defendants

**JOHNNY COBB,
TERRELL DOBSON,
and JERROD ABNEY**

knowingly and with intent to defraud possessed, and aided and abetted the possession of, 15 or more counterfeit access devices, that is, 16 counterfeit credit cards, thereby affecting interstate commerce.

In violation of Title 18, United States Code, Sections 1029(a)(3) and 2.

A TRUE BILL:

GRAND JURY FOREPERSON

LAURIE MAGID
United States Attorney